

# EXHIBIT 27

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**From:** Shor, Stanley  
**Sent:** Thursday, April 01, 2004 12:32 PM  
**To:** Johnson, Emily  
**Subject:** FW: MTA Signs

This is what I wrote.

-----Original Message-----

**From:** Shor, Stanley  
**Sent:** Tuesday, March 30, 2004 12:23 PM  
**To:** Menchini, Gino; Cangemi, Agostino; Ahlbaum, Mitchel  
**Subject:** RE: MTA Signs

The subway stairs are an appurtenance to the station which is a transit facility, as defined in section 1200 of the Public Authorities Law (PAL). The PAL allows the MTA to collect revenues from "concessions or privileges" on or in connection with transit facilities.

The question, which I believe would have to be answered by the Law Department, is whether the MTA can extend an appurtenance into the City's air space for the sole purpose of generating revenue from advertising. This is basically what they have done by authorizing an advertising company to install signs supported by the fences that enclose the subway entrances. They have also used this space for public pay telephones.

I believe that the use of the entrances to generate revenue impacts upon the adjacent uses and may exceed the authority granted under the law.

-----Original Message-----

**From:** Menchini, Gino  
**Sent:** Monday, March 29, 2004 5:59 PM  
**To:** Cangemi, Agostino; Shor, Stanley; Ahlbaum, Mitchel  
**Subject:** Fw: MTA Signs

Please take a look at Susan's notes and please prepare a response for me to her. Thanks.

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Gino Menchini  
Commissioner - Dept. of Information Technology and Telecommunications

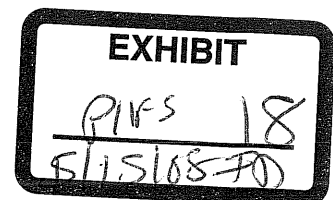
-----Original Message-----

**From:** Kupferman, Susan <SKupferman@cityhall.nyc.gov>  
**To:** Menchini, Gino <GMenchini@doitt.nyc.gov>  
**Sent:** Mon Mar 29 17:25:00 2004  
**Subject:** MTA Signs

Apparently, the MTA owns the property where the signs are located and therefore doesn't believe they need City approval or to share the revenues.

Do we disagree with this?

-----Original Message-----



From: Linda Kleinbaum [mailto:lkleinba@mtahq.org]

Sent: Saturday, March 27, 2004 4:32 PM

To: SKupferman@cityhall.nyc.gov

Subject: Re: FW: Heads up

Susan--The LED's replace back-lit urban panels on MTA property. All installations are complete and revenues assist with agency operating expenses. Linda

Linda Kleinbaum

Deputy Executive Director Administration Metropolitan Transportation Authority

Tel: 212-878-7206

Fax: 212-878-0188

Email: lkleinba@mtahq.org

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